

MAR 29 2010

JOHN F. CORCORAN, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

RICARDO ANTONIO CREWS,)	Civil Action No. 7:09-CV-00115
Petitioner,)	
)	<u>FINAL ORDER</u>
v.)	
)	
GENE JOHNSON)	By: Hon. James C. Turk
Respondent.)	Senior United States District Judge

In accordance with the accompanying Memorandum Opinion entered this day, it
is hereby

ADJUDGED AND ORDERED

that the Respondent's motion to dismiss (Dkt. No. 9) is **GRANTED**, and the Petitioner's
28 U.S.C. § 2254 motion (Dkt. No. 1) is **DENIED**. A Certificate of Appealability,
however, is **GRANTED**.

The Clerk is directed to strike the case from the active docket of the Court, and
send copies of this Final Order and the accompanying Memorandum Opinion to the
Petitioner and counsel of record for the Respondent.

ENTER: This 29th day of March, 2010



Senior United States District Judge